

AMENDED IN ASSEMBLY APRIL 1, 2008

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

ASSEMBLY BILL

No. 2739

Introduced by Assembly Member Nakanishi

February 22, 2008

An act to add *and repeal* Section 48209-~~to~~ of the Education Code, relating to pupils.

LEGISLATIVE COUNSEL'S DIGEST

AB 2739, as amended, Nakanishi. Pupils: interdistrict transfers.

Existing law subjects a person between 6 and 18 years of age to compulsory full-time education, if not exempted, and requires the person to attend the public full-time day school or continuation school or classes and for the full time designated as the length of the schoolday by the governing board of the school district in which the residency of either the parent or legal guardian is located. Existing law authorizes, until July 1, 2009, the governing board of a school district to accept interdistrict transfers under certain conditions.

This bill would authorize a pupil who scores at the *below basic performance level or the far below basic performance level* on specified statewide tests in an academic subject for 2 consecutive years to enroll in a school district that is not his or her school district of residence if the school district to which the pupil seeks to transfer agrees to enroll the pupil. *This authority would become inoperative on July 1, 2014, and would be repealed on January 1, 2015.*

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 48209 is added to the Education Code,
2 to read:
3 48209. (a) Notwithstanding Section 48200, a pupil who scores
4 at the *below basic performance level or the far below basic*
5 *performance level* on the tests administered pursuant to Section
6 ~~60640~~ 60642.5 in an academic subject for two consecutive years
7 may enroll in a school district that is not his or her school district
8 of residence if the school district to which the pupil seeks to
9 transfer agrees to enroll the pupil.
10 (b) *This section shall become inoperative on July 1, 2014, and,*
11 *as of January 1, 2015, is repealed, unless a later enacted statute,*
12 *that becomes operative on or before January 1, 2015, deletes or*
13 *extends the dates on which it becomes inoperative and is repealed.*